



**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

MAIL STOP RCE
COMMISSIONER FOR PATENTS
P.O. Box 1450
ALEXANDRIA, VA 22313-1450

| | |
|----------------------|---------------------|
| Application Number | 09/325,536 |
| Filing Date | June 4, 1999 |
| First Named Inventor | Kevin BOYLE, et al. |
| Group Art Unit | 3625 |
| Examiner Name | F. THOMPSON |
| Attorney Docket No. | 47004.000040 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application.
Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114 (Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).)

- a. Previously submitted
- i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered.)
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other: _____
- b. Enclosed
- | | |
|--|---|
| i. <input checked="" type="checkbox"/> Amendment/Reply | iii. <input type="checkbox"/> Information Disclosure Statement (including Form PTO-SB/08A and References) |
| ii. <input type="checkbox"/> Affidavit(s)/Declaration(s) | iv. <input checked="" type="checkbox"/> Other: Resubmission of References Previously Submitted |

2. Miscellaneous

- a. Suspension of action on the above-captioned application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required.)
- b. Other: _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- | | | | | |
|--|--|-----------|---|---|
| a. <input checked="" type="checkbox"/> | The Fees are calculated as follows: | AMOUNT | <input checked="" type="checkbox"/> Large Entity | <input type="checkbox"/> Small Entity |
| i. <input checked="" type="checkbox"/> | RCE BASIC FEE | \$ 770.00 | \$ 770.00 | \$ 385.00 |
| ii. <input type="checkbox"/> | EXTENSION FEES | \$ 0.00 | One-Month \$ 110.00 Two-Month \$ 420.00 Three-Month \$ 950.00 Four-Month \$ 1480.00 Five-Month \$ 2010.00 | \$ 55.00 210.00 475.00 740.00 1005.00 |
| 05/26/2004 DEMMANU1 00000063 09325536 | 770.00 0P | | | |
| 01 FC:1801 | | | | |
| iii. <input checked="" type="checkbox"/> | OTHER (TEN ADDITIONAL DEPENDENT CLAIMS) | \$ 180.00 | \$ 18.00 | \$ 0.00 |
| b. <input checked="" type="checkbox"/> | Check in the amount of <u>\$770.00</u> is enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to Deposit Account No. 50-0206. | | | |
| c. <input type="checkbox"/> | The Commissioner is hereby authorized to charge the fees as indicated above, or credit any overpayments, to Deposit Account No. 50-0206. | | | |

| | | | |
|-----------------------|-----------------------------|--------------------------|--------------|
| SUBMITTED BY | | Complete (if applicable) | |
| Typed or Printed Name | Stephen T. Schreiner | Registration No. | 43,097 |
| Signature | <i>Stephen T. Schreiner</i> | Date | May 24, 2004 |



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May 24, 2004

File No: 47004.000040

Application Number : 09/325,536 Confirmation No.: 2934
Applicant : Kevin BOYLE, et al.
Filed : June 4, 1999
Title : CREDIT INSTRUMENT AND SYSTEM WITH AUTOMATED PAYMENT OF CLUB, MERCHANT, AND SERVICE PROVIDER FEES
TC/Art Unit : 3625
Examiner: F. Thompson

Docket No. 47004.000040
Customer No. 21967

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Transmitted herewith is an amendment in the above-identified application. Fees have been calculated as shown below:

| CLAIMS AS AMENDED | | | | | | |
|---|----------------------------------|------------------------------------|-------|--------------|--------------|-----------------|
| | Claims Remaining After Amendment | Highest Number Previously Paid For | Extra | Rate | | Amount |
| | | | | Large Entity | Small Entity | |
| Number of Claims in Excess of 20 | 37 | 27 | 10 | \$ 18.00 | \$ 9.00 | \$180.00 |
| Independent Claims in Excess of 3 | 5 | 5 | 0 | \$ 86.00 | \$ 43.00 | \$ 0.00 |
| First Presentation of Multiple Dependent Claims | | | | \$ 290.00 | \$ 145.00 | \$ 0.00 |
| Extension Fee: | a) One Month | | | \$ 110.00 | \$ 55.00 | \$ 0.00 |
| | b) Two Months | | | \$ 420.00 | \$ 210.00 | \$ 0.00 |
| | c) Three Months | | | \$ 950.00 | \$ 475.00 | \$ 0.00 |
| | d) Four Months | | | \$1480.00 | \$ 740.00 | \$ 0.00 |
| | e) Five Months | | | \$2010.00 | \$1005.00 | \$ 0.00 |
| Other: | RCE | | | | | \$770.00 |
| TOTAL FEE DUE | | | | | | \$950.00 |

- No additional fee is required.
 Checks in the amount of \$180.00 (10 additional dependent claims) and \$770.00 (RCE) are attached.
 Charge \$ _____ to Deposit Account No. 50-0206.
 Charge any additional fees or credit any overpayment to Deposit Account No. 50-0206.

Small Entity Status Claim: is hereby requested. is of record in this application.

Respectfully submitted,

By:


Stephen T. Schreiner
Registration No.

STS/bvh

47004.000040 WASHINGTON 423681v1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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REQUEST FOR CONTINUED EXAMINATION UNDER 37 C.F.R. § 1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
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Sir/Madam:

I. Introductory Comments

The Examiner issued a final Office Action on January 21, 2004 ("Final Office Action"). Applicant filed a notice of appeal on March 24, 2004. Applicant hereby withdraws the notice of appeal, and submits this request for continued examination. Applicant has carefully reviewed the Final Office Action, made certain claim amendment, and addressed all of the Examiner's points from the Final Office Action. Applicant submits that the application is in condition for allowance, and respectfully requests same.

Amendment to the claims begins on page 2 of this paper.

Remarks/Argument begin on page 13 of this paper.